

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Prisons Department - NHRC Case No.571/1/2006-2007-CD/SCN - Death of Undertrial Prisoner Podeti Rayamallu, S/o Rajam, on 20.12.2006 at Govt. Civil Hospital, Asifabad, Adilabad-NHRC recommendation to pay a sum of Rs.1,00,000/- as monetary relief to the next kin of the deceased - Sanction accorded - Orders - Issued.

HOME (PRISONS-HRC) DEPARTMENT

G.O.RT.No.
2011.

Dated: -11-

Read the following:-

1. From the Joint Registrar(Law),National Human Rights Commission New Delhi Show Cause Notice dated 24-01-2011 in case No. 571/1/2006-2007-CD/SCN.
- 2.From the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad Lr.No.SB3/1682/2006, dated 22-03-2011.
- 3.Government letter No. 3261/Pri.HRC/2011-3, dated 28-05-11.
- 4.From the Asst. Registrar(Law),National Human Rights Commission New Delhi Letter dated 04.11.2011 in case No. 571/1/2006-2007-CD/SCN.

ORDER:

In the reference first read above, the National Human Rights Commission has issued Show Cause Notice u/s 18(c) of Protection of Human Rights Act 1993 to the Chief Secretary, Government of Andhra Pradesh calling upon him to show cause as to why monetary relief should not be recommended to be paid to the next kin of the deceased, Podeti Rayamallu died on 20-12-2006.

2. In the reference second read above, the Director General and Inspector General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad has furnished reply to the Show Cause Notice. Accordingly, the Government vide letter third read above has furnished the above report to the National Human Rights Commission for placing the same before the Commission.

3. In the reference fourth read above, the National Human Rights Commission has stated that, the reasons assigned by the State of Andhra Pradesh were considered and did not find the grounds to be sufficient to discharge the notice issued u/s 18 of the PHR Act. The Commission is of the opinion that the prisoner died due to medical negligence on the part of the jail administration and since prisoner was in the custody of State, which is responsible for the protection and safety of all the prisoners in its custody of the State is liable for the death of prisoner. The Commission therefore recommended the State of Andhra Pradesh to pay a sum of Rs.1,00,000/-(Rupees one lakh only) to the next of kin of deceased prisoner, Podeti Rayamallu and forward the compliance report alongwith proof of payment, within six weeks i.e, by 23-12-2011.

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4. Government after careful examination, hereby accord sanction for an amount of Rs 1,00,000/- (Rupees one lakh only) towards payment of compensation to the legal heir of the deceased prisoner, Podeti Rayamallu died on 20-12-2006, as directed by the National Human Rights Commission, New Delhi.

5. The amount sanctioned in Para (4) above, shall be debited to the Head of Account "2056 Jails - 101. Jails - SH (04) Jails - 500 other charges -501 Compensation (Non Plan).

6. The Director General and Inspector General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad, is authorized to draw the amount sanctioned in para 4 above and to place at the disposal of Collector & District Magistrate, Adilabad for making payment to the legal heirs of the deceased Prisoner, Podeti Rayamallu and submit compliance report along with the proof of payment by 23-12-2011.

7. The Director General and Inspector General of Prisons and Correctional Services Andhra Pradesh, Hyderabad, shall take necessary action, accordingly.

8. This order does not require the concurrence of Finance Department as per the orders issued by the Finance (BG.1) Department vide their Memo no. 2894/514/A2/BG.1/2011-1, dated: 28-09-2011.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.P.ACHARYA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad.
The Joint Registrar (Law), National Human Rights Commission, Faridkot House, Copernicus Marg, New Delhi.
The Director of Treasuries & Accounts, A.P., Hyderabad.
The Accountant General, (A&E), A.P., Hyderabad.
The Pay & Accounts Officer, Hyderabad.
The District Treasury Officer, Adilabad.
The Collector & District Magistrate, Adilabad.

Copy to:

The Principal Secretary to Government(Political),
General Administration Department.
The Finance (Exp.H&L) Department.
The Finance (BG) Department.
SF/SC.

// FORWARDED BY ORDER//

SECTION OFFICER

